Office Supreme Court U. S.
FILED
FEB 25 1904
JAMES H. McKENNEY,
Clerk.

IN THE

Supreme Court of the United States

OCTOBER TERM, A. D. 1903.

EDWARD E. BESSETTE,
Appellant,

v.

W. B. CONKEY COMPANY,
Appellee.

No. 142

Appellant's motion that Cause be taken up and assigned to a place on the docket.

WILLIAM VELPEAU ROOKER,
Attorney for Appellant.

IN THE

Supreme Court of the United States

OCTOBER TERM, A. D. 1903.

EDWARD E. BESSETTE,
Appellant,

v.

W. B. CONKEY COMPANY,
Appellee.

MOTION TO REINSTATE.

The appellant, Edward E. Bessette, by William Velpeau Rooker, his attorney, respectfully represents and would show unto this Honorable Court that the causes no longer exist for which this case was passed on the docket of the court; that on the 6th day of the present month the appellant's attorney of record requested the appellee's attorneys, Messrs. Jacob Newman, S. O. Levinson and B. V. Becker, to join in a request that said cause be heard, all as provided in and by rule

twenty-six and clause nine of the rules of this court; that the appellee's said attorneys have failed and refused to join in said request.

Whereupon the appellant, Edward E. Bessette, moves the court to take up said case and that the same be assigned to such place upon the docket as the court may direct.

WILLIAM VELPEAU ROOKER,
Attorney for Edward E. Bessette.

William V. Rooker, being first duly sworn upon his oath says: That he is the attorney of record for the appellant in the cause entitled and as such prepared the foregoing motion; that the facts in the premises lie peculiarly within the knowledge of this affiant and for that reason this affiant makes this affidavit for and in behalf of the appellant and further says, that the foregoing motion is true in substance and in fact.

And further affiant saith not.

WILLIAM V. ROOKER.

Subscribed in my presence and sworn to before me this 13th day of February, A. D. 1904.

[SEAL] E. H. KNIGHT,
Notary Public.

Commission expires November 11, 1907.